

**Judgment of the Court (Tenth Chamber) of 3 September 2020 — *achtung! GmbH v European Union Intellectual Property Office (EUIPO)***

(Case C-214/19 P) <sup>(1)</sup>

(Appeal — EU trade mark — Regulation (EC) No 207/2009 — Article 7(1)(b) — Distinctive character — None)

(2020/C 378/11)

Language of the case: German

**Parties**

*Appellant*: *achtung! GmbH* (represented by: G.J. Seelig and D. Bischof, Rechtsanwälte)

*Other party to the proceedings*: European Union Intellectual Property Office (represented by: D. Hanf, acting as Agent)

**Operative part of the judgment**

The Court:

1. Dismisses the appeal;
2. Orders *achtung! GmbH* to pay, in addition to its own costs, the costs incurred by the European Union Intellectual Property Office (EUIPO).

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<sup>(1)</sup> OJ C 238, 15.7.2019.

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**Judgment of the Court (First Chamber) of 9 September 2020 (request for a preliminary ruling from the High Court (Ireland) — Ireland) — *Friends of the Irish Environment Ltd v An Bord Pleanála***

(Case C-254/19) <sup>(1)</sup>

*(Reference for a preliminary ruling — Directive 92/43/EEC — Conservation of natural habitats and of wild fauna and flora — Article 6(3) — Scope — Concepts of ‘project’ and ‘agreement’ — Appropriate assessment of the implications of a plan or project for a protected site — Decision extending the duration of a development consent for the construction of a liquefied natural gas regasification terminal — Original decision based on national legislation which did not properly transpose Directive 92/43)*

(2020/C 378/12)

Language of the case: English

**Referring court**

High Court (Ireland)

**Parties to the main proceedings**

*Applicant*: Friends of the Irish Environment Ltd

*Defendant*: An Bord Pleanála

*Intervening party*: Shannon Lng Ltd

**Operative part of the judgment**

1. A decision extending the 10-year period originally set for carrying out a project for the construction of a liquefied natural gas regasification terminal must be regarded as an agreement of a project under Article 6(3) of Council Directive 92/43/EEC of 21 May 1992 on the conservation of natural habitats and of wild fauna and flora, where the original consent, having lapsed, ceased to have legal effect on expiry of the period originally set for those works and the latter have not been undertaken;